

SOUTHERN CALIFORNIA



**ASSOCIATION of
GOVERNMENTS**

Main Office

818 West Seventh Street
12th Floor
Los Angeles, California
90017-3435

t (213) 236-1800

f (213) 236-1825

www.scag.ca.gov

Officers

President

Gary Ovitt, San Bernardino County

First Vice President

Richard Dixon, Lake Forest

Second Vice President

Harry Baldwin, San Gabriel

Immediate Past President

Yvonne B. Burke, Los Angeles

Policy Committee Chairs

Administration

Ronald O. Loveridge, Riverside

**Community, Economic and
Human Development**

Jon Edney, El Centro

Energy and Environment

Debbie Cook, Huntington Beach

**Transportation and
Communications**

Alan D. Wapner, Ontario

MEETING OF THE

EXECUTIVE COMMITTEE

PLEASE NOTE DATE & TIME CHANGE

Wednesday, February 6, 2008

2:00 p.m. – 3:00 p.m.

VIA TELECONFERENCE

SCAG Offices

**818 West 7th Street, 12th Floor
Riverside B Conference Room
Los Angeles, CA 90017
213.236.1800**

If members of the public wish to review the attachments or have any questions on any of the agenda items, please contact Shelia Stewart at 213.236.1868 or stewart@scag.ca.gov

Agendas and Minutes for the Executive Committee are also available at:

www.scag.ca.gov/committees/ec.htm

SCAG, in accordance with the Americans with Disabilities Act (ADA), will accommodate persons who require a modification of accommodation in order to participate in this meeting. If you require such assistance, please contact SCAG at (213) 236-1868 at least 72 hours in advance of the meeting to enable SCAG to make reasonable arrangements. To request documents related to this document in an alternative format, please contact (213) 236-1868.

Southern California Association of Governments Executive Committee Roster

February 2008

Hon. Gary Ovitt, San Bernardino County,	President
Hon. Richard Dixon, Lake Forest	1 st Vice President
Hon. Harry Baldwin, San Gabriel	2 nd Vice President
Hon. Yvonne B. Burke, L.A. County	Immediate Past President
Hon. Jon Edney, El Centro	Chair, CEHD
Hon. Debbie Cook, Huntington Beach	Chair, EEC
Hon. Ron Loveridge, Riverside	Chair, Administration
Hon. Alan Wapner, Ontario	Chair, TCC

EXECUTIVE COMMITTEE

AGENDA

FEBRUARY 6, 2008

Pg#

1.0 CALL TO ORDER

(Hon. Gary Ovitt, President)

- 2.0 PUBLIC COMMENT PERIOD – Members of the public desiring to speak on items on the agenda, or items not on the agenda, but within the purview of the Council, must fill out and present a speaker's card to the Executive Assistant prior to speaking. A speaker's card must be turned in before the meeting is called to order. Comments will be limited to three minutes. The President may limit the total time for all comments to twenty minutes.

3.0 DISCUSSION/ACTION ITEMS

3.1 Discussion/Approval Items

- | | | | |
|-----|--|------------|--------|
| 3.1 | <u>Minutes of January 3, 2008 and
January 12, 2008</u> | Attachment | 1
4 |
| 3.2 | <u>Fulbright and Jaworski Contract</u> | Attachment | 6 |

4.0 LEGISLATIVE REPORT

- 4.1 Update on SB 375
(Jeff Dunn, Legislative Affairs)
- 4.2 Update on Legislative Program Activities
(Jeff Dunn, Legislative Affairs)

5.0 PRESIDENT'S REPORT

- 5.1 Appointments
- 5.2 Force for Change Update

6.0 EXECUTIVE DIRECTOR'S REPORT



EXECUTIVE COMMITTEE

AGENDA

FEBRUARY 6, 2008

=====

Pg#

7.0 CLOSED SESSION ITEMS

- 7.1 Conference with Legal Counsel - Existing Litigation
(Government Code Section §54956.9(a))
City of La Mirada v. SCAG; City of Irvine v. SCAG;
City of Palmdale v. SCAG
- 7.2 Conference with Legal Counsel – Anticipated litigation
Significant exposure to litigation
Pursuant to Government Code Section §54956.9 (b):
Two potential cases
- 7.3 Public Employment (Pursuant to Government Code
Section §54957)
Title: Executive Director

8.0 ADJOURNMENT



**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
EXECUTIVE COMMITTEE
January 3, 2008
MINUTES**

**THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE
EXECUTIVE COMMITTEE.**

The Executive Committee of the Southern California Association of Governments held its meeting at the downtown offices in Los Angeles. There was a quorum.

Committee Members Present

Supervisor Yvonne Burke	Immediate Past President
Councilmember Richard Dixon	1 st Vice President
Councilmember Harry Baldwin	2 nd Vice President
Councilmember Debbie Cook	Chair, EEC
Mayor Jon Edney	Chair, CEHD
Councilmember Alan Wapner	Chair, TCC
Mayor Ron Loveridge	Chair, Administration Committee

Members not Present

Supervisor Gary Ovitt	President
-----------------------	-----------

Staff Present

Jim Gosnell, Deputy Executive Director
Wayne Moore, Chief Financial Officer
Colin Lennard, General Counsel
Joe Burton, Chief Counsel
Hasan Ikhata, Director, Planning & Policy
Brian Williams, Director, Governmental Affairs
Don Rhodes, Manager, Legislative Affairs
Shelia Stewart, Executive Assistant
Judy Owens, Sr. Administrative Assistant

1.0 CALL TO ORDER

The meeting was called to order by Vice President Dixon at 8:03 a.m.

2.0 PUBLIC COMMENT PERIOD

There were no comments.

3.0 DISCUSSION/ACTION ITEMS

3.1 Discussion/Approval Items

3.1 Minutes of Dec. 6, 2007 Meeting

A motion was made (Cook) to approve the consent calendar items. Motion was SECONDED (Wapner) and UNANIMOUSLY APPROVED.

3.2 Update on Lease of SCAG Offices

Jim Gosnell reported that the lease discussions were postponed at the Executive Committee request. The consensus of the members was to post pone discussions for one week.

4.0 LEGISLATIVE REPORT

4.1 Update on SB 375

Brian Williams, Director, Government Affairs, gave an update on SB 375. He stated that there were several issues surrounding SB 375. The legislation will not be acted upon until the end of the session. SCAG staff will continue to monitor the bill and develop an aggressive strategy. Mayor Loveridge felt that SCAG should design an aggressive plan for strategically dealing with key legislations as well as ensuring that its voice is heard in Sacramento and Washington, D.C.

4.2 Update on Bond Program

Don Rhodes, Manager, Legislative Affairs, stated that Proposition 1B provided for \$2 billion statewide in a Trade Corridors Improvement Fund (TCIF) for infrastructure improvements along corridors that have a high volume of freight movement. The measure provides that these funds be allocated by the legislature.

Mr. Rhodes reported that the initial months of the 2007-08 legislative session saw legislation, such as Senator Alan Lowenthal's Senate Bill 9, to allocate funds for goods movement and related improvement for air quality. That legislation remains in process.

During the fall of 2007 the California Transportation Commission (CTC) was directed by Dale Bonner, Secretary of the California Business, Transportation and Housing Agency to adopt a program for goods movement priorities to enable the Administration to include a proposal as part of the Governor's FY 2008-09 budget proposal. The CTC adopted its Trade Corridors Improvement Fund (TCIF) guidelines on November 27, 2007, which means the proposal will probably be added in the Governor's May revision to the budget.

The CTC proposes an additional \$1 billion to come from the State Highway Account and other potential new funding sources.

SCAG and the transportation commissions in the region will continue to pursue appropriate allocation of the TCIF funds.

The Executive Committee directed staff to continue meeting with the CEOs of the commissions as well as continue discussion with the state commissions on the allocation issue. Staff was also directed to come back with draft a set of actions and recommendations at the next meeting of the Executive Committee.

5.0 PRESIDENT'S REPORT

5.1 Appointments

Hon. Bill Jahn, Big Bear Lake, was appointed to the CEHD committee.

6.0 EXECUTIVE DIRECTOR'S REPORT

The Executive Director's report was emailed to the Regional Council. No oral report was given.

7.0 CLOSED SESSION ITEMS

Colin Lennard, General Counsel, announced that pursuant to Government Code 54957(b) the Executive Committee would enter into closed session. A motion was made (Cook) to enter into closed session. Motion was SECONDED (Baldwin) and UNANIMOUSLY APPROVED.

7.1 Public Employment (pursuant to Government Code Section 54957(b)) Title: Executive Director


After returning from closed session, Colin Lennard, General Counsel, reported that there was no final action and there was nothing further to report.

7.2 Conference with Legal Counsel - Existing Litigation (Government Code Section 54956.9(a)) City of La Mirada v. SCAG; City of Irvine v. SCAG; and City of Palmdale v. SCAG

The Executive Committee did not meet in closed session to discuss the above matter.

8.0 ADJOURNMENT

There being no further business the Executive Committee was adjourned at 9:00 a.m.


Hasan Ikhrata, Executive Director

**SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS
EXECUTIVE COMMITTEE**

January 12, 2008

MINUTES

**THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE
EXECUTIVE COMMITTEE.**

The Executive Committee of the Southern California Association of Governments held its meeting at the offices of Supervisor Gary Ovitt in the City of Chino. There was a quorum.

Members Present

Councilmember Richard Dixon
Councilmember Harry Baldwin
Councilmember Debbie Cook
Mayor Jon Edney
Councilmember Alan Wapner

1st Vice President
2nd Vice President
Chair, EEC
Chair, CEHD
Chair, TCC

Staff Present

Hasan Ikhata, Executive Director
Colin Lennard, General Counsel
Shelia Stewart, Executive Assistant

1.0 CALL TO ORDER

The meeting was called to order by President Ovitt.

2.0 PUBLIC COMMENT PERIOD

There were no comments.

3.0 CLOSED SESSION ITEMS

Colin Lennard, General Counsel, announced that pursuant to Government Code 54957(b) the Executive Committee would enter into closed session. A motion was made (Edney) to enter into closed session. Motion was SECONDED (Baldwin) and UNANIMOUSLY APPROVED.

- 7.1 Public Employment (pursuant to Government
Code Section 54957(b))
Title: Executive Director

In open session the Executive Committee discussed salary and compensation of the Executive Director. A motion was made (Edney) approving the salary and compensation as previously discussed. Motion was SECONDED (Dixon) and UNANIMOUSLY approved.

8.0 ADJOURNMENT

There being no further business the Executive Committee was adjourned at 2:00 p.m.

A handwritten signature in black ink, appearing to read "Hasan Ikhata", written over a horizontal line.

Hasan Ikhata, Executive Director

REPORT

DATE: February 7, 2008

TO: Executive Committee
Administration Committee
Regional Council

FROM: Joe Burton, Chief Counsel/Director of Legal Services, 213-236-1816, burton@scag.ca.gov

SUBJECT: Fulbright & Jaworski Contract

EXECUTIVE DIRECTOR'S APPROVAL:



RECOMMENDED ACTION:

Authorize amendment to the Fulbright & Jaworski contract to increase maximum amount payable by \$150,000 for Fiscal Year 2007-2008.

BACKGROUND:

The Regional Council has previously authorized the retention of Fulbright & Jaworski and in particular, Colin Lennard, to serve as SCAG's General Counsel. Mr. Lennard has served as SCAG's General Counsel for over twenty years. Under the terms of the existing contract, which expires on June 30, 2008, Mr. Lennard or his designee provide legal services as requested by the Regional Council, the Executive Director and the Chief Counsel. All legal services performed by the Fulbright & Jaworski firm ("Fulbright") are billed at the blended rate of \$350 per hour, and the maximum amount payable under the contract is \$200,000.

Due to additional legal services that the Legal Department has determined will be undertaken by Fulbright for the remainder of the fiscal year, including those services associated with the draft RTP, the draft PEIR for the RTP and the RHNA litigation, it is necessary to increase the maximum contract amount payable for this fiscal year by \$150,000, to \$350,000 (last year's final contract amount was \$335,000). For example, given that Mr. Lennard assisted in the legal review of the draft PEIR for the RTP prior to its official release, it is intended that Mr. Lennard will also assist staff in the preparation of responses to comments relating to the draft PEIR for the RTP, especially those comments which are more legal in nature.

FISCAL IMPACT:

Funding for the proposed contract amendment is available under FY 2007-2008 Budgets for Legal Services, and will be allocated as appropriate between the General Fund and Indirect Costs Fund.

Reviewed by:



Division Manager

Reviewed by:



Department Director

Reviewed by:



Chief Financial Officer